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BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION AUG 22 2003  
WASHINGTON, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of

Rules and Regulations Implementing the  
Telephone Consumer Protection Act of 1991

To: The Commission

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) CG Docket No. 02-278  
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**WITHDRAWAL OF**  
**NADA PETITION FOR EMERGENCY STAY**

On August 15, 2003, the National Automobile Dealers Association ("NADA") and its members requested an emergency stay of at least six months of the effective date of the implementation of the rules adopted by the Federal Communications Commission ("FCC" or "Commission") in the Commission's June 26, 2003 Report and Order in the above-captioned proceeding regarding unsolicited facsimile advertisements and the company-specific do-not-call rules. On August 18, 2003, the Commission released an Order on Reconsideration (FCC 03-208) that extends until January 1, 2005, the effective date of: (i) the Commission's determination that an established business relationship will no longer be sufficient to show that an individual or business has given express permission to receive unsolicited fax advertisements, and (ii) the requirement that the sender of a facsimile advertisement first obtain the recipient's prior express permission in writing.

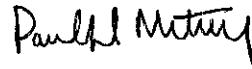
In light of the Commission's August 18, 2003 Order on Reconsideration and other information made available to NADA, NADA withdraws its Petition for Emergency Stay on all issues raised in the Petition in the above-captioned matter.

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FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

August 22, 2003

A handwritten signature in black ink, appearing to read "William A. Newman", with a horizontal line extending from the end of the signature.

William A. Newman, Esq.  
Chief Operating Officer, Public and Legal Affairs

A handwritten signature in black ink, appearing to read "Paul D. Metrey", with a horizontal line extending from the end of the signature.

Paul D. Metrey, Esq.  
Director, Regulatory Affairs

National Automobile Dealers Association  
8400 Westpark Drive  
McLean, Virginia 22102